

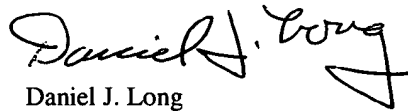
The applicant furthermore points out that the claims in the present application relate specifically to a predominately *copper* waste stream. The waste stream in the Keystone plant was predominately *iron*. The waste streams in the Pahmeire et al. and the Inglis references were also not predominately copper. Nothing in the prior art prior to the critical date of the present application or when applicant first began his experiments on a predominately copper waste stream (after the critical date) would have taught or suggested to one of ordinary skill in the art that the method of the present invention would have been useful in flocculating *copper* compounds in a predominately *copper* waste stream.

In fact, the applicant maintains that flocculation is a relatively unpredictable occurrence with previously untried materials; and that one of ordinary skill in the art, on the critical date of this application, would probably not have been able to predict that flocculation would occur in a predominantly *copper* waste stream in the same way that it occurs, *within the critical limits of the method of the present invention as recited in Claim 7*, in a predominantly *iron* waste stream. The applicant points out that US Patent No. 4,298,169, for example, which was known on the critical date of this application and when applicant first began his experiments on a predominantly *copper* waste stream, discloses the preferential flocculation of ferromagnetic materials under certain circumstances.

A new Terminal Disclaimer over the term of US Patent No. 5,370,800 is enclosed.

It is believed that the application is now in condition for allowance. If the examiner believes that any matters are still at issue, he is urged to contact applicant's undersigned attorney.

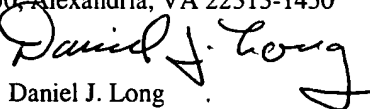
Respectfully submitted,



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I certify that this correspondence is being mailed by first class mail to Commissioner of Patents,
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